

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

BLUE SPIKE, LLC,

Plaintiff

V.

AUDIBLE MAGIC CORPORATION

Defendant

AUDIBLE MAGIC CORPORATION,

Counterclaim Plaintiff

V.

BLUE SPIKE, LLC, BLUE SPIKE, INC.
and SCOTT A. MOSKOWITZ

Counterclaim Defendants

Civil Action No. 6:15-CV-00584-RWS-CMC

JOINT NOTICE OF FILING PUBLIC REDACTED VERSION OF LIMINE BRIEFING

Counterclaim Plaintiff, Audible Magic Corp. (“Audible Magic”) and Counterclaim defendants Blue Spike, LLC, Blue Spike, Inc. and Scott A. Moskowitz (collectively “Blue Spike”) (collectively “the Parties”), in light of recent orders regarding filing publically available redacted versions of previously filed under seal documents, the Parties respectfully submit this joint notice and hereby files a public redacted version of the following briefing:

- Audible Magic's Motions in *Limine*, filed under seal on June 17, 2016 as Dkt. No.

118;

- Audible Magic's Additional Attachments to Audible Magic's Opposition to Counterclaim Defendants Blue Spike LLC's, Blue Spike Inc.'s and Scott A. Moskowitz' Motion in Limine, filed under seal on June 23, 2016, Dkt. No. 132; and
- Blue Spike, LLC's Response to Audible Magic's Motions in Limine, filed under seal on Jun 23, 2016 as Dkt. No. 134.

<p>DATED: July 5, 2016</p> <p>By: <u>/s/ Randall Garteiser</u> Randall T. Garteiser Lead Attorney Texas Bar No. 24038912 rgarteiser@ghiplaw.com Christopher A. Honea Texas Bar No. 24059967 chonea@ghiplaw.com Christopher S. Johns Texas Bar No. 24044849 Kirk J. Anderson California Bar No. 289043 kanderson@ghiplaw.com Molly A. Jones California Bar No. 301419 mjones@ghiplaw.com Garteiser Honea, P.C. 119 W. Ferguson Street Tyler, Texas 75702 (903) 705-7420 (888) 908-4400 fax</p> <p><i>Attorneys for Blue Spike, LLC, Blue Spike, Inc. and Scott A. Moskowitz</i></p>	<p>Respectfully submitted,</p> <p>By: <u>/s/ Eric H. Findlay</u> Eric H. Findlay Texas Bar No. 00789886 efindlay@findlaycraft.com Walter W. Lackey, Jr. Texas Bar No. 24050901 efindlay@findlaycraft.com Findlay Craft, P.C. 102 N. College Ave, Suite 900 Tyler, Texas 75702 (903) 534-1100 (903) 534-1137 fax</p> <p>Gabriel M. Ramsey Lead Attorney California Bar No. 209218, admitted E.D. Texas gramsey@orrick.com I. Neel Chatterjee California Bar No. 173985, admitted E.D. Texas nchatterjee@orrick.com Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, California 94025 (650) 614-7400 (650) 614-7401 fax</p> <p>Alyssa M. Caridis California Bar No. 260103, admitted E.D. Texas</p>
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	<p>acaridis@orrick.com Orrick, Herrington & Sutcliffe LLP 777 S. Figueroa St., Suite 3200 Los Angeles, California 90017 (213) 629-2020 (213) 612-2499 fax</p> <p>Christopher J. Higgins Washington D.C. Bar No. 498165, admitted pro hac vice chiggins@orrick.com Orrick, Herrington & Sutcliffe LLP 1152 15th Street, N.W. Washington, D.C. 20005-1706 (202) 339-8400 (202) 339-8500</p> <p><i>Attorneys for Audible Magic Corp.</i></p>
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CERTIFICATE OF SERVICE

I hereby certify that on July 5, 2016, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing *via* electronic mail to all counsel of record.

/s/ Eric H. Findlay
Eric H. Findlay